

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO**

In Re:

**EDGARDO J FIGUEROA AYALA
LYDIA I TORRES REYES**

Debtor(s)

Case No.: 09-09714

Chapter 13

MOTION TO INFORM AMENDED PLAN

TO THE HONORABLE COURT:

NOW COMES the debtor, through the undersigned attorney, and very respectfully alleges and prays:

1. That today the debtor is filing an amended chapter 13 repayment plan.
2. That the reason for amendment is to adjust payment schedule and provide for the collateral owed to Banco Popular of PR.

WHEREFORE, it is respectfully requests to this Honorable Court to take notice of the aforementioned.

RESPECTFULLY SUBMITTED.

I HEREBY CERTIFY that a true and exact copy of the foregoing motion has been filed electronically with the Clerk of the Court using CM/ECF systems which will send notification of such to the Chapter 13 Trustee, and we sent copy of this document through regular mail to debtor (s) and all non CM/ECF participants interested parties to their addresses listed on the master address list.

In San Juan, Puerto Rico this 17th day of August of 2010.

JPC LAW OFFICE

Jose M Prieto Carballo, Esq
P.O. Box 363565
San Juan, P.R. 00936-3565
Tel (787) 607-2066 & Tel (787) 607-2166
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By: /s/ Jose M Prieto Carballo, Esq.

United States Bankruptcy Court
District of Puerto Rico

Case No. 09-09714-13

IN RE:

FIGUEROA AYALA, EDGARDO J & TORRES REYES, LYDIA I

Debtor(s)

Chapter 13

AMENDED CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments on and to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: _____ <input checked="" type="checkbox"/> AMENDED PLAN DATED: 8/17/2010	
<input type="checkbox"/> PRE <input type="checkbox"/> POST-CONFIRMATION Filed by: <input checked="" type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other	
I. PAYMENT PLAN SCHEDULE \$ 600.00 x 2 = \$ 1,200.00 \$ 475.00 x 7 = \$ 3,325.00 \$ 250.00 x 51 = \$ 12,750.00 \$ _____ x _____ = \$ _____ \$ _____ x _____ = \$ _____ TOTAL: \$ 17,275.00 Additional Payments: \$ _____ to be paid as a LUMP SUM within _____ with proceeds to come from: <input type="checkbox"/> Sale of Property identified as follows: _____ _____ <input type="checkbox"/> Other: _____ _____ Periodic Payments to be made other than, and in addition to the above: \$ _____ x _____ = \$ _____ PROPOSED BASE: \$ 17,275.00	II. DISBURSEMENT SCHEDULE A. ADEQUATE PROTECTION PAYMENTS OR \$ _____ B. SECURED CLAIMS: <input type="checkbox"/> Debtor represents no secured claims. <input checked="" type="checkbox"/> Creditors having secured claims will retain their liens and shall be paid as follows: 1. <input type="checkbox"/> Trustee pays secured ARREARS: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 2. <input type="checkbox"/> Trustee pays IN FULL Secured Claims: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 3. <input type="checkbox"/> Trustee pays VALUE OF COLLATERAL: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 4. <input checked="" type="checkbox"/> Debtor SURRENDERS COLLATERAL to Lien Holder: BANCO POPULAR DE PR 5. <input type="checkbox"/> Other: _____ 6. <input type="checkbox"/> Debtor otherwise maintains regular payments directly to: _____ C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2) D. UNSECURED CLAIMS: Plan <input checked="" type="checkbox"/> Classifies <input type="checkbox"/> Does not Classify Claims. 1. (a) Class A: <input checked="" type="checkbox"/> Co-debtor Claims / <input type="checkbox"/> Other: _____ <input checked="" type="checkbox"/> Paid 100% / <input type="checkbox"/> Other: _____ Cr. CITI FINANCIAL Cr. _____ Cr. _____ # 5001100150615 # _____ # _____ \$ 6,983.68 \$ _____ \$ _____ 2. Unsecured Claims otherwise receive PRO-RATA disbursements. OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.) ATTORNEY FEES TO BE PAID FIRST. LIFT OF STAY IN FAVOR OF BAXTER CREDIT UNION. DEBTOR REJECTS LEASES WITH BANCO POPULAR (POWER GENERATOR) & FIRST LEASING (2008 FORD EXPEDITION) DEBTOR TO MAINTAIN DIRECT PAYMENT TO DSO RECIPIENT. DEBTOR SURRENDERS SHARES WITH COOP/ HERMANOS UNIDOS. DEBTOR CONSENTS TO THE LIFT OF STAY IN FAVOR OF BPPR MORTGAGE.
III. ATTORNEY'S FEES (Treated as § 507 Priorities) Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ 2,324.00	
Signed: <u>/s/ EDGARDO J FIGUEROA AYALA</u> Debtor <u>/s/ LYDIA I TORRES REYES</u> Joint Debtor	

Attorney for Debtor Jose Prieto

Phone: (787) 607-2066

Debtor(s)

AMENDED CHAPTER 13 PAYMENT PLAN
Continuation Sheet - Page 1 of 1

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Executory Contracts - Rejected:

FIRST LEASING
POPULAR AUTO

POPULAR AU

Label Matrix for local noticing
0104-3
Case 09-09714-ESL13
District of Puerto Rico
Old San Juan
Wed Mar 3 12:25:15 AST 2010

POPULAR AUTO
EDGAR A VEGA RIVERA
PO BOX 366818
SAN JUAN, PR 00936-6818

A&J COLLECTION
P O BOX 1010
CAMUY, PR 00627-1010

BANCO POPULAR DE PR
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SAN JUAN PUERTO RICO 00936-6818

BANCO SANTANDER
P O BOX 191080
SAN JUAN, PR 00919-1080

CAPITAL ONE
P O BOX 25131
RICHMOND, VA 23276-0001

CitiFinancial Inc
P O Box 70919
Charlotte NC 28272-0919

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BANKRUPTCY DIVISION
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GLORIA MENDOZA
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PASEO LAS OLA
TOA BAJA, PR 00949

LUIS MALAVET
#369 CALLE SABALO
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TOA BAJA, PR 00949

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R&G PREMIER BANK OF PR
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BANCO SANTANDER-PUERTO RICO
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CITI FINANCIAL
P O BOX 73198
SAN JUAN, PR 00936

DORAL BANK
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SAN JUAN, PR 00908

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SAN JUAN, PR 00901-1938

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)FIRST LEASING & CAR RENTAL

End of Label Matrix	
Mailable recipients	38
Bypassed recipients	1
Total	39